

Message

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**From:** Johnson, KarenD [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=46CEA12EF12D486FBB7DBAC57D947095-KJOHNS10]  
**Sent:** 1/26/2015 7:55:02 PM  
**To:** Reinhart, Roger [Reinhart.Roger@epa.gov]  
**Subject:** FW: R3/R5 COORDINATION NEEDED RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)  
**Attachments:** Final Write Up Re PFOA and 2009 DuPont Consent Order per 1-20-15 Bilott Letter to Hedman WD ORC R3.docx

Roger- just FYI- I asked Jon what he wanted to do. I'm fine with review of the R5 response since we still have not gotten the letter yet.

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**From:** Shoven, Heather  
**Sent:** Monday, January 26, 2015 1:57 PM  
**To:** Johnson, KarenD  
**Cc:** Klassman, Debra; Clark, Jacqueline; Harris, Kimberly; Damato, Nicholas; Poy, Thomas; Bair, Rita  
**Subject:** R3/R5 COORDINATION NEEDED RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Hi Karen,

Below is an email from Tinka Hyde, the R5 Water Division Director. Our RA would like us to draft a response for her signature or a joint R3/R5 RA signature. Have you heard from your RA yet? It sounds like the easiest way to go is to send a response from our RA (that incorporates your input) on behalf of the Agency.

Let me know what you think.

Best wishes,  
Heather

Heather A. Shoven  
Compliance and Enforcement Team Leader  
Ground Water and Drinking Water Branch  
U.S. Environmental Protection Agency, Region 5  
77 W. Jackson Blvd (WG-15J), Chicago, IL 60604  
Phone: (312) 886-0153 / Email: [shoven.heather@epa.gov](mailto:shoven.heather@epa.gov)

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**From:** Bair, Rita  
**Sent:** Monday, January 26, 2015 12:44 PM  
**To:** Shoven, Heather  
**Cc:** Poy, Thomas; Damato, Nicholas; Harris, Kimberly  
**Subject:** FW: QUESTION RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Tinka's response below.

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**From:** Hyde, Tinka  
**Sent:** Monday, January 26, 2015 12:43 PM  
**To:** Bair, Rita  
**Subject:** RE: QUESTION RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

I recommend treating it as a control. Susan Asked that the letter be drafted as a response from R3 & R5 RAs. I recommend coordinating with R3 staff to see how they want us to proceed. We can either have a signature block for both (which is sometimes tricky logistically) or Susan could sign for both after they review. Thanks

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**From:** Bair, Rita

**Sent:** Monday, January 26, 2015 12:40 PM

**To:** Hyde, Tinka

**Subject:** QUESTION RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Heather has 2 questions regarding the response letter. Can you answer them or direct me to who I can follow-up with?

1. Will the letter be a control?
2. Who will be signing the response letter since it was addressed to both R3 and R5?

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**From:** Bair, Rita

**Sent:** Monday, January 26, 2015 12:31 PM

**To:** Shoven, Heather

**Cc:** Poy, Thomas; Damato, Nicholas; Harris, Kimberly

**Subject:** RE: Write-up for Monday Morning Meeting with Susan-RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Tinka just stopped by your desk, but talked to me in your absence. She said the write-up for DuPont was extremely helpful! She wants us to go ahead and prepare a response to the commenter.

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**From:** Shoven, Heather

**Sent:** Thursday, January 22, 2015 4:42 PM

**To:** Hyde, Tinka

**Cc:** Bair, Rita; Poy, Thomas; Lupton, Jane; Henry, Timothy; Guerriero, Margaret; Klassman, Debra; Harris, Kimberly; Clark, Jacqueline; Damato, Nicholas

**Subject:** Write-up for Monday Morning Meeting with Susan-RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Hi Tinka,

Attached is a write-up that summarizes the 1/20/2015 letter sent to Susan regarding DuPont and EPA's 2009 Consent Order.

After consulting with LCD, WD staff determined that the letter requires a WD/ORC response. We have used this write-up to summarize Mr. Bilott's two main areas of concern and provide draft R5 responses to his request for EPA action. This write-up was reviewed by ORC and incorporates all requested edits.

We look forward to management feedback on this write-up as well as your thoughts on next steps in developing EPA's formal response to Mr. Bilott.

Please let me know if you have any questions or would like further information.

Best wishes,  
Heather

Heather A. Shoven  
Compliance and Enforcement Team Leader  
Ground Water and Drinking Water Branch  
U.S. Environmental Protection Agency, Region 5  
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**From:** Hyde, Tinka  
**Sent:** Thursday, January 22, 2015 8:38 AM  
**To:** Damato, Nicholas  
**Cc:** Bair, Rita; Poy, Thomas; Lupton, Jane; Henry, Timothy; Guerriero, Margaret; Shoven, Heather  
**Subject:** RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Great Thanks.

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**From:** Damato, Nicholas  
**Sent:** Thursday, January 22, 2015 8:36 AM  
**To:** Hyde, Tinka  
**Cc:** Bair, Rita; Poy, Thomas; Lupton, Jane; Henry, Timothy; Guerriero, Margaret; Shoven, Heather  
**Subject:** RE: ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Hi Tinka,

Heather is pulling together a write-up that you can use to update Susan on this issue. We will get it to you ASAP.

Nick

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**From:** Hyde, Tinka  
**Sent:** Wednesday, January 21, 2015 5:48 PM  
**To:** Poy, Thomas; Lupton, Jane  
**Cc:** Bair, Rita; Damato, Nicholas; Henry, Timothy; Guerriero, Margaret  
**Subject:** ACTION: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Tom (Nick/Rita) – Please review and provide me a write-up I can use to update Susan on this issue. Please coordinate with ORC & LCD. Jane – Jackie was originally on this case but not sure if she is back yet. Please let us know who we should work with in ORC. Thanks

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**From:** Hedman, Susan  
**Sent:** Wednesday, January 21, 2015 5:36 PM  
**To:** Hyde, Tinka; Guerriero, Margaret  
**Cc:** Mathur, Bharat; Kaplan, Robert  
**Subject:** FW: In the Matter of: E.I. du Pont de Nemours and Company (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Please review the attached letter – and be prepared to discuss at the next Monday morning meeting. Is there an action that we should be taking in Region 5 or in concert with Region 3? Thanks.

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**From:** Bilott, Robert A. [mailto:bilott@taftlaw.com]

**Sent:** Tuesday, January 20, 2015 3:32 PM

**To:** Hedman, Susan; Garvin, Shawn; [Randy.C.Huffman@Wv.Gov](mailto:Randy.C.Huffman@Wv.Gov)

**Cc:** Doyle, Elizabeth

**Subject:** In the Matter of: E.I. du Pont de Nemours and Comapny (Docket Nos: SDWA-03-2009-0127 DS/ SDWA-05-2009-0001)

Document attached.

## Taft/

**Robert A. Bilott** / Partner

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